

Amendment No. _____

Signature of Sponsor

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

AMEND Senate Bill No. 2631

House Bill No. 2624*

by deleting all language after the caption and substituting instead the following:

WHEREAS, in enacting the Emmett Till Unsolved Civil Rights Crimes Reauthorization Act of 2016 (Public Law No. 114-325), Congress expressed its sense that all authorities with jurisdiction over unsolved civil rights crimes should meet regularly with civil rights organizations, institutions of higher education, and department of justice-designated entities to coordinate information sharing and discuss the status of work in this area; and

WHEREAS, an article in *Politico* noted, "Almost all of the civil rights cold cases that have been resolved in the last forty (40) years owe that resolution to the efforts of reporters, investigative journalists, and local prosecutors"; and

WHEREAS, Tennessee is in need of a central repository to gather, store, refer, and coordinate efforts presently ongoing in the private sector and institutions of higher education; now, therefore,

BE IT RESOLVED BY THE GENEAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 3, is amended by adding the following as a new chapter:

3-19-101.

(a) On the effective date of this act, the office of minority affairs created by Senate Joint Resolution No. 61 of the Public Acts of 1981, shall become administratively attached to the office of secretary of state. Created within the office of minority affairs is the "Tennessee Civil Rights Crimes Information, Reconciliation, and Research Center".

(b) In addition to performing the functions of the office of minority affairs, the Tennessee Civil Rights Crimes Information, Reconciliation, and Research Center shall



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serve as a civil rights crimes remembrance and reconciliation repository, function as an informational clearinghouse on unsolved civil rights crimes and cold cases in this state, and coordinate volunteer activities throughout the state pertinent to the mission and duties of the center.

(c) The staff of the office of minority affairs shall also serve as staff for the Tennessee Civil Rights Crimes Information, Reconciliation, and Research Center. Additional staff may be added in accordance with the same employment procedures and budgetary considerations as are in force and effect in the office of secretary of state.

The duties of the center shall include:

(1)

(A) Conducting a statewide survey of civil rights crimes in Tennessee, both solved and unsolved, by utilizing available volunteer resources. In designating volunteers and volunteer coordinators to conduct the survey, the director shall utilize the services of public and private sector institutions, including, but not limited to, the various Tennessee schools of law, universities and colleges, including the historically black universities and colleges such as Lemoyne-Owen, Lane, Fisk, Meharry, and Tennessee State, as well as private sector groups such as Tennesseans for Historical Justice.

(B) The director shall have the authority to design and distribute the survey to the volunteer coordinators to ensure to the extent possible that the results will be uniform from county to county, designate volunteers and volunteer coordinators in participating geographic areas, act as a central coordinator to prevent duplicative and inconsistent results, catalogue and compile the results of the survey, and transmit the results of the survey in the report required by subdivision (c)(9);

(2) Determining if any information submitted in the survey described in subdivision (c)(1), or by any other method the director acquires information, may

still be subject to possible criminal prosecution and transferring any such information to the appropriate state and local law enforcement agencies, district attorneys general, and federal United States attorneys general with jurisdiction for the locations involved;

(3) Communicating, discussing, and meeting with the department of justice as suggested by Congress in the Emmett Till Unsolved Civil Rights Crimes Reauthorization Act of 2016 to coordinate activities surrounding unsolved civil rights crimes and cold cases believed to have occurred in this state;

(4) Collecting and maintaining, within the center, pertinent information on pending conferences, workshops, public hearings, remembrance and reconciliation events, information on the ten (10) Tennessee stops on the new Civil Rights Trail, information on the activities surrounding the fiftieth anniversary of the Dr. Martin Luther King assassination, and other meetings concerning unsolved civil rights crimes and cold cases occurring in this state;

(5) Coordinating with the state archivist to determine if any material, information, report, or other document received by the Tennessee Civil Rights Crimes Information, Reconciliation, and Research Center is of historical significance and possesses the indicia of authenticity necessary to consider its transfer to the state library and archives for permanent display and storage;

(6) Assisting the public and federal, state, and local government entities with inquiries regarding information on unsolved civil rights crimes and cold cases in this state;

(7) Initiating and participating in any reconciliation actions, meetings, ceremonies, services, and other similar activities on behalf of the state of Tennessee;

(8) Researching, seeking, and applying for any available funding or grants from the federal government or the private sector awarded for any of the

purposes of the Tennessee Civil Rights Crimes Information, Reconciliation, and Research Center; and

(9) Submitting a report by January 30th, 2019, and each January 30th thereafter, to the speaker of the senate and the speaker of the house of representatives, the senate judiciary committee, and the house of representatives criminal justice committee of the general assembly detailing the activities of the Tennessee Civil Rights Crimes Information, Reconciliation, and Research Center since the effective date of this act.

3-19-102.

(a) The Tennessee Civil Rights Crimes Information, Reconciliation, and Research Center shall obtain and operate a website and a toll-free telephone line for the express purpose of receiving information related to unsolved civil right crimes and cold cases in this state.

(b) The Center shall regularly undertake appropriate activities to inform and remind the citizens of this state of the services provided by the Center and of the availability of the website and toll-free telephone line. Such promotional activities shall regularly include, but not necessarily be limited to, press releases, posters, speeches, and public service announcements on radio and television. The Center shall undertake special activities to improve public awareness of the Center within those counties and areas of the state with the highest numbers of unsolved civil rights crimes and cold cases based upon available information.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring

it.

House Civil Justice Subcommittee Am. #1

Amendment No. _____

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Comm. Amdt. _____

AMEND Senate Bill No. 2204

House Bill No. 1926*

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 66, Chapter 21, Part 1, is amended by adding the following as a new section:

A real property owner who prevails in an action challenging the validity of a lien, including in a slander of title proceeding, shall recover the person's reasonable attorney's fees, reasonable costs, and liquidated damages in an amount equal to ten percent (10%) of the fair market value of the property, in addition to any actual damages.

SECTION 2. This act shall take effect July 1, 2018, the public welfare requiring it.



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House Civil Justice Subcommittee Am. #1

Amendment No. _____

Signature of Sponsor

AMEND Senate Bill No. 2418

House Bill No. 1038*

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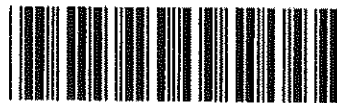
Comm. Amdt. _____

by deleting the effective date section and substituting instead the following:

SECTION ____, This act shall take effect January 1, 2019, the public welfare requiring it.



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Amendment No. _____

Signature of Sponsor

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

AMEND Senate Bill No. 1599*

House Bill No. 1553

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 38-8-116(c)(1)(A), is amended by deleting the subdivision and substituting instead the following:

(A) For purposes of this subsection (c), "retired law enforcement officer" means a person who is:

- (i) A retired law enforcement officer, as described in subsection (b); or
- (ii) A retired correctional officer, inmate relations coordinator, unit manager, or counselor previously employed by the department of correction. Prior to being authorized to carry in the same manner and to the same extent as authorized for an active law enforcement officer pursuant to this section, a person listed in this subdivision (c)(1)(A)(ii) shall provide certification that the person has met the same standards established by the Tennessee POST commission for qualification for active law enforcement officers to carry a firearm of the same type.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.



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Amendment No. _____

Signature of Sponsor

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

AMEND Senate Bill No. 1740*

House Bill No. 1886

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 16-15-903(10), is amended by deleting the subdivision in its entirety and substituting instead the following:

(10) Service by mail of a warrant, writ, or other papers upon a defendant may be made by the plaintiff, the plaintiff's attorney, or by any person authorized by statute. After the complaint, warrant, writ, or other papers are filed, the clerk shall, upon request, furnish the original warrant, writ, or other papers, a certified copy of the original warrant, writ, or other paper, and a copy of the filed warrant, writ, or other papers to the plaintiff, the plaintiff's attorney, or other authorized person for service by mail. Such person shall send, postage prepaid, a certified copy of the warrant, writ, or other papers by registered return receipt or certified return receipt mail to the defendant. The original warrant, writ, or other papers shall be used for return of service of process. Service by mail shall not be the basis for the entry of a judgment by default unless the record contains a return receipt showing personal acceptance by the defendant or by persons designated by this section. If the defendant is a domestic corporation, or a foreign corporation authorized to conduct business in this state, a refusal to accept delivery shall be the basis for a default judgment only where the request for default is accompanied by evidence from the Tennessee secretary of state showing that the moving party made the certified mail service with the correct entity name and the correct name and address for the registered agent authorized by law to receive service of process. If service by mail is unsuccessful,



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it may be attempted again or other methods authorized by this title or by statute may be used.

SECTION 2. Tennessee Code Annotated, Section 16-15-904(e), is amended by deleting the subsection in its entirety and substituting instead the following:

(e) When service of a warrant, writ, or other papers is provided for or permitted by registered or certified mail under the laws of this state, and the addressee, or the addressee's agent, refuses to accept delivery, and it is so stated in the return receipt of the United States postal service, the written return receipt, if returned and filed in the action, shall be deemed an actual and valid service of the warrant, writ, or other papers. Service by mail is complete upon mailing. Service by mail shall not be the basis for the entry of a judgment by default unless the record contains either:

(1) A return receipt showing personal acceptance by the defendant or by persons designated by statute; or

(2) A return receipt stating that the addressee or the addressee's agent refused to accept delivery, which is deemed to be personal acceptance by the defendant pursuant to this subsection (e).

SECTION 3. This act shall take effect July 1, 2018, the public welfare requiring it, and shall apply to service of process sent by registered or certified mail on or after that date.